

Application No.: 09/626,699

6

NOV 20 2006

Docket No.: 562492002620

REMARKS

Claims 46-67 were pending. By virtue of this response, no claims are amended, cancelled or withdrawn. Therefore, claims 46-67 are presently pending. No new matter is added by this amendment. Entry of this amendment is respectfully requested.

Claims Rejections Under 35 USC §102

Claims 46, 48-50, 56, 58-60, and 66-67 are rejected under 35 U.S.C. 102(e) as allegedly being anticipated by Fujiwara et al (hereinafter "Fujiwara", 6,064,879).

Claims 46, 56, and 66

The rejection states that Fujiwara discloses the following limitation of claim 46 at col. 7, line 54 – col. 8, line 16.

transmitting, in response to the received authentication and via the anonymous communication session with the user equipment, a reply message comprising a request for registration information, the registration information comprising a permanent ID and a permanent password.

Applicants respectfully disagree. Fujiwara discloses "In response to the request from the mobile unit 12, the mobile unit 12 is registered with a permanent ID, and the permanent ID assigned to the registered mobile unit 12 is transmitted from the CAS 20 to the mobile unit 12 and written into the mobile unit 12." (4:40-48.)

The particular section cited in the rejection also states essentially the same operation:

the result of the credit check is OK, the CAS 20 extracts one of the unused permanent IDs stored in the unused permanent ID recorder 52 (FIG. 7) and sends it to the AMC 29 (step k). The AMC 29 sends the ID to the mobile unit 12 via the MCS 28 and MBS 26 (step l). In the mobile unit 12, the received permanent ID is written to replace the temporary ID (step m); when the writing is complete, a write-complete signal is sent to the AMC 29 (step n). (7:33-39.)

sf-2211250

Application No.: 09/626,699

7

Docket No.: 562492002620

These excerpts show that Fujiwara teaches that the "CAS 20" selects a permanent ID from a list of unused permanent IDs available to it, and causes that permanent ID to be sent to the mobile unit and installed on it. As such, Fujiwara does not teach a request for registration information made of the user equipment. Therefore, Applicants respectfully submit that Fujiwara does not teach or suggest all the limitations of claim 46, and request withdrawal of the present rejection.

Likewise, claims 56, 66, and 67 include a limitation directed to similar subject matter adapted for a user equipment (56), for a server-side computer readable medium (66), and a user equipment side computer readable medium (67). Applicants submit that these limitations are likewise not taught by Fujiwara, and Applicants therefore submit that claims 56, 66, and 67 are not anticipated by Fujiwara.

Applicants respectfully request withdrawal of the present rejection of claims 55, 66, and 67.

Claims 49 and 59

Claim 49 recites that the registration information requested from the user equipment also includes a preferred user name. As described with respect to claim 46, Fujiwara teaches providing a permanent ID to the user equipment. Therefore, Applicants submit that Fujiwara also does not teach all the limitations of claim 49, and request withdrawal of the rejection against claim 49 on this basis as well as by virtue of dependency from claim 46.

Claim 59 recites a similar limitation and Applicants therefore submit that claim 59 is not anticipated by Fujiwara for similar reasons.

sf-2211250

Application No.: 09/626,699

8

Docket No.: 562492002620

**Claims Rejections Under 35 USC §103**

Claims 51-55 and 61-65 are rejected under 35 U.S.C. 103(a) as allegedly being unpatentable over Fujiwara et al (hereinafter "Fujiwara", 6,064,879) in view of Rai et al (herein after "Rai", 6,675,208).

**Claims 53 and 63**

Claim 53 recites that "the reply message further comprises at least one registration software program for execution by the user equipment."

The rejection alleges that these claims are obvious because Rai teaches "using such registration information is well known to one skilled in the art ... as evidenced by Rai (at least col. 5, lines 46-55; col. 8, lines 10-30; col 43, lines 5-67.)" (Final rejection at 6.)

Each of the above citations is addressed in turn with respect to these claims.

(5:46-55) discloses a general statement about alleged benefits of the Rai system, but does not disclose a reply message from a server to user equipment that comprises "at least one registration software program for execution by the user equipment" as recited in claim 53 and similarly in 63.

The (8:10-30) citation spans about half a column, and for the sake of brevity, its disclosures are not summarized exhaustively here. Applicants however submit that this citation discloses various interactions between elements in the Rai system, but does not disclose a reply message comprising "at least one registration software program for execution by the user equipment," or the corresponding limitation of claim 63.

The (43:6-67) citation spans almost an entire column, and for the sake of brevity, its disclosures are not summarized exhaustively here. Applicants however submit that this citation discloses various interactions between elements in the Rai system, including tunneling and handoff

sf-2211250

Application No.: 09/626,699

9

Docket No.: 562492002620

aspects, but this citation does not disclose a reply message comprising "at least one registration software program for execution by the user equipment," or the corresponding limitation of claim 63.

None of the above citations appear to disclose or suggest a reply message comprising "at least one registration software program for execution by the user equipment," or the corresponding limitation of claim 63. Applicants therefore submit that this combination does not teach or suggest all the limitations of claims 53 or of claim 63, and request withdrawal of the rejection against these claims. Applicants also respectively submit that these claims depend from allowable independent claims, which provides a further basis for allowance thereof.

Claims 47 and 57 are rejected under 35 U.S.C. 103(a) as being allegedly unpatentable over Fujiwara et al (hereinafter "Fujiwara", 6,064,879) in view of Rollender et al (herein after "Rollender", 6,192,242).

The rejection admits that Fujiwara does not teach or suggest the "the requested registration information [from the server to the user equipment] further comprises indicia of a preferred service provider," as recited in claims 47 and 57, but states that the "use and advantages for using such a service is well known to one skilled in the art ... as evidenced by the teachings of Rollender." (Final rejection at 6.)

Applicants submit that Rollender discloses a method for porting a phone number of a mobile unit from one wireless service provider to another service provider. Rollender does not appear to teach or suggest any type of system wherein a server can transmit a request for registration information, where that registration information comprises indicia of a preferred service provider. As such, this combination does not appear to teach or suggest or otherwise show that it was well-known in the art to provide a system wherein a server replies with a request for registration information comprising a request for indicia of a preferred service provider. Therefore, Applicants respectfully submit that claims 47 and 57 are not rendered obvious by Fujiwara in view of Rollender, and request withdrawal of this rejection.

sf-2211250

NOV. 20. 2006 3:18PM

MOFO 28TH FL

RECEIVED  
CENTRAL FAX CENTER

NO. 853

P. 12

NOV 20 2006

Application No.: 09/626,699

10

Docket No.: 562492002620

### CONCLUSION

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue. If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no.562492002620. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: November 20, 2006

Respectfully submitted,

By



Michael S. Garrabrants

Registration No.: 51,230

MORRISON & FOERSTER LLP

425 Market Street

San Francisco, California 94105

(415) 268-6824

sf-2211250